

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

FORD PERINE, )  
                    )  
Plaintiff,       )  
                    )  
v.                 )       Case No. 4:07CV1212 HEA  
                    )  
MICHAEL J. ASTRUE,       )  
Commissioner of Social Security,       )  
                    )  
Defendant,       )

**MEMORANDUM AND ORDER**

This matter is before the Court on the Report and Recommendation, of Magistrate Judge Thomas C. Mummert, III that the decision of the Commissioner be affirmed. None of the parties have filed any objections to the Report and Recommendation within the prescribed time period.

After careful consideration, the Court will adopt and sustain the sound reasoning of Judge Mummert as set forth in his September 5, 2008 Report and Recommendation.

Accordingly,

**IT IS HEREBY ORDERED** that the decision of the Commissioner is

reversed and remanded under Sentence 4 of 42 U.S.C. § 405(g).

A separate judgment in accordance with this Order is entered this same date.

Dated this 22nd day of September, 2008.



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HENRY EDWARD AUTREY  
UNITED STATES DISTRICT JUDGE